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7 Attorney for Richard Whittaker

8 **UNITED STATES DISTRICT COURT**  
9 **DISTRICT OF NEVADA**

10 UNITED STATES OF AMERICA,  
11

12 Plaintiff,

13 v.

14 RICHARD WHITTAKER,  
15

Defendant.

Case No. 2:16-cr-00217- APG-EJY

**STIPULATION TO CONTINUE  
REVOCATION HEARING**  
(Sixth Request)

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17 IT IS HEREBY STIPULATED AND AGREED, by and between Jason M. Frierson,  
18 United States Attorney, and Justin J. Washburne, Assistant United States Attorney, counsel for  
19 the United States of America, and Rene L. Valladares, Federal Public Defender, and Jacquelyn  
20 N. Witt, Assistant Federal Public Defender, counsel for Richard Whittaker, that the Revocation  
21 Hearing currently scheduled on October 19, 2023 at 8:00 a.m., be vacated and continued to a  
22 date and time convenient to the Court, but no sooner than ninety (90) days.

23 This Stipulation is entered into for the following reasons:

24 1. The government filed a criminal indictment against Mr. Whittaker in Case No.  
25 2:23-cr-0013-JCM-BNW, and trial is set for January 8, 2023. The allegations in Case No. 2:23-  
26 cr-0013-JCM-BNW relate to the same conduct alleged in the Petition in the instant case.

1           2.     Defense counsel needs additional time to gather important mitigating  
2 information, review forthcoming discovery with Mr. Whittaker, and prepare for the revocation  
3 hearing, if necessary.

4           3.     Mr. Whittaker retained an expert and produced an expert report to the  
5 government.

6           4.     The government needs additional time to allow its rebuttal expert to review  
7 necessary documents, complete an evaluation, and produce a report.

8           5.     Defense counsel will need an opportunity to review the findings of the  
9 government's rebuttal expert with Mr. Whittaker.

10          6.     Mr. Whittaker is in custody and does not oppose the continuance.

11          7.     The parties agree to the continuance.

12          This is the sixth request for a continuance of the revocation hearing.

13          DATED this 10th day of October, 2023.

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15       RENE L. VALLADARES  
16       Federal Public Defender

          JASON M. FRIERSON  
          United States Attorney

17       By /s/ Jacquelyn N. Witt  
18       JACQUELYN N. WITT  
19       Assistant Federal Public Defender

          By /s/ Justin J. Washburne  
          JUSTIN J. WASHBURN  
          Assistant United States Attorney

1 UNITED STATES DISTRICT COURT  
2 DISTRICT OF NEVADA

3 UNITED STATES OF AMERICA,

4 Plaintiff,

5 v.

6 RICHARD WHITTAKER,

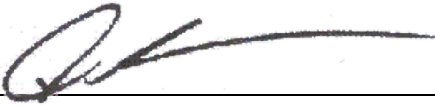
7 Defendant.  
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Case No. 2:16-cr-00217- APG-EJY

**ORDER**

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10 IT IS THEREFORE ORDERED that the revocation hearing currently scheduled  
11 for Thursday, October 19, 2023, at 8:00 a.m., be vacated and continued to January 16, 2024  
12 at the hour of 1:30 p.m. in Courtroom 6C.

13 DATED this 11th day of October, 2023.

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16 UNITED STATES DISTRICT JUDGE  
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